

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2065
OFFERED BY MR. BENISHEK OF MICHIGAN**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Safe Housing for
3 Homeless Veterans Act”.

**4 SEC. 2. CONDITIONS ON THE AWARD OF PER DIEM PAY-
5 MENTS BY THE SECRETARY OF VETERANS
6 AFFAIRS FOR THE PROVISION OF HOUSING
7 OR SERVICES TO HOMELESS VETERANS.**

8 (a) CONDITION.—

9 (1) IN GENERAL.—Paragraph (1) of section
10 2012(c) of title 38, United States Code, is amended
11 to read as follows:

12 “(1) Except as provided in paragraph (2), a per diem
13 payment may not be provided under this section to a grant
14 recipient or eligible entity unless the entity submits to the
15 Secretary an annual certification, approved or verified by
16 the authority having jurisdiction or a qualified third party,
17 as determined by the Secretary, that the facility where the
18 entity provides housing or services for homeless veterans

1 using grant funds is in compliance with codes relevant to
2 the operations and level of care provided, including appli-
3 cable provisions of the most recently published version of
4 the Life Safety Code or International Building Code and
5 International Fire Code (or such versions of such codes
6 that have been adopted as State or local codes by the juris-
7 diction in which the facility is located), licensing require-
8 ments, fire and safety requirements, and any other re-
9 quirements in the jurisdiction in which the facility is lo-
10 cated regarding the condition of the facility and the oper-
11 ation of the entity providing such supportive housing or
12 services. For purposes of this paragraph, if a facility
13 where a grant recipient or eligible entity provides housing
14 or services for homeless veterans using grant funds is lo-
15 cated in a jurisdiction without relevant code requirements,
16 the Secretary shall determine code and inspection require-
17 ments to be applied to the facility.”.

18 (2) EFFECTIVE DATE.—The amendment made
19 by paragraph (1) shall apply with respect to an ap-
20 plication for a per diem payment under section 2012
21 of title 38, United States Code, submitted on or
22 after the date of the enactment of this Act.

23 (b) ANNUAL REPORT.—Section 2065(b) of title 38,
24 United States Code, is amended—

1 (1) by redesignating paragraph (6) as para-
2 graph (7); and

3 (2) by inserting after paragraph (5) the fol-
4 lowing new paragraph (6):

5 “(6) The Secretary’s evaluation of the safety
6 and accessibility of facilities used to provide pro-
7 grams established by grant recipients or eligible enti-
8 ties under section 2011 and 2012 of this title, in-
9 cluding the number of such grant recipients or eligi-
10 ble entities who have submitted a certification under
11 section 2012(c)(1).”.

12 (c) TREATMENT OF CURRENT RECIPIENTS.—In the
13 case of the recipient of a per diem payment under section
14 2012 of title 38, United States Code, that receives such
15 a payment during the year in which this Act is enacted,
16 the Secretary of Veterans Affairs shall require the recipi-
17 ent to submit the certification required under section
18 2012(c)(1) of such title, as amended by subsection (a)(1),
19 by not later than two years after the date of the enactment
20 of this Act. If the recipient fails to submit such certifi-
21 cation by such date, the Secretary may not make any addi-
22 tional per diem payments to the recipient under such sec-
23 tion 2012 until the recipient submits such certification.

